



General Assembly

January Session, 2011

Raised Bill No. 1236

LCO No. 5118

05118_____JUD

Referred to Committee on Judiciary

Introduced by:
(JUD)

***AN ACT CONCERNING THE PENALTY FOR THE SEXUAL ASSAULT
OF A MINOR.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 53a-70c of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective October 1, 2011*):

3 (a) A person is guilty of aggravated sexual assault of a minor when
4 such person commits a violation of subdivision (2) of subsection (a) of
5 section 53-21 or section 53a-70, 53a-70a, 53a-71, 53a-86, 53a-87 or 53a-
6 196a and the victim of such offense is under thirteen years of age, and
7 (1) such person kidnapped or illegally restrained the victim, (2) such
8 person stalked the victim, (3) such person used violence to commit
9 such offense against the victim, (4) such person caused serious
10 physical injury to or disfigurement of the victim, (5) there was more
11 than one victim of such offense under thirteen years of age, (6) such
12 person was not known to the victim, or (7) such person has previously
13 been convicted of a violent sexual assault.

14 (b) Aggravated sexual assault of a minor is a class A felony and any
15 person found guilty under this section shall [, for a first offense, be

16 sentenced to a term of imprisonment of twenty-five years which may
 17 not be suspended or reduced by the court and, for any subsequent
 18 offense, be sentenced to a term of imprisonment of fifty years which
 19 may not be suspended or reduced by the court] be sentenced to life
 20 imprisonment without the possibility of release.

21 Sec. 2. Section 53a-35a of the general statutes is repealed and the
 22 following is substituted in lieu thereof (*Effective October 1, 2011*):

23 For any felony committed on or after July 1, 1981, the sentence of
 24 imprisonment shall be a definite sentence and, unless the section of the
 25 general statutes that defines the crime specifically provides otherwise,
 26 the term shall be fixed by the court as follows: (1) For a capital felony, a
 27 term of life imprisonment without the possibility of release unless a
 28 sentence of death is imposed in accordance with section 53a-46a; (2) for
 29 the class A felony of murder, a term not less than twenty-five years nor
 30 more than life; (3) for the class A felony of aggravated sexual assault of
 31 a minor under section 53a-70c, as amended by this act, a term [not less
 32 than twenty-five years or more than fifty years] of life imprisonment
 33 without the possibility of release; (4) for a class A felony other than an
 34 offense specified in subdivision (2) or (3) of this section, a term not less
 35 than ten years nor more than twenty-five years; (5) for the class B
 36 felony of manslaughter in the first degree with a firearm under section
 37 53a-55a, a term not less than five years nor more than forty years; (6)
 38 for a class B felony other than manslaughter in the first degree with a
 39 firearm under section 53a-55a, a term not less than one year nor more
 40 than twenty years; (7) for a class C felony, a term not less than one year
 41 nor more than ten years; (8) for a class D felony, a term not less than
 42 one year nor more than five years; and (9) for an unclassified felony, a
 43 term in accordance with the sentence specified in the section of the
 44 general statutes that defines the crime.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>October 1, 2011</i>	53a-70c
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Sec. 2	October 1, 2011	53a-35a
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Statement of Purpose:

To require that any person who sexually assaults a minor under certain circumstances be sentenced to life imprisonment without the possibility of release.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]